

PUBLIC NOTICE

PERMIT APPLICATION: NRS06.124

APPLICANT: Tom Smith
349 Hammy Smith Road
Unicoi, TN 37692
423-743-5893

LOCATION: unnamed tributary to Cordwood Branch near Erwin in Unicoi County 36.1870°N, 82.2665°W USGS Unicoi (TN,NC) Topo Map

WATERSHED DESCRIPTION: the tributary is a first order, spring fed stream. It has not been assessed for use support or tier status. The receiving stream, Simmerly Branch has been assessed as fully supporting. The area to be impacted is characterized by herbaceous vegetation. Simmerly Branch is a tributary to North Indian Creek, assessed as high quality tier 2 and is considered a naturally reproducing trout stream.

PROJECT DESCRIPTION: the proposed work involves construction of an earthen dam and impoundment of the stream. The proposed impoundment would be about 10' deep and 100' long. Water is proposed to be discharged downstream via a standpipe. The purpose of the impoundment is to provide private recreation.

In accordance with the Tennessee Antidegradation Statement (Rule 1200-4-3-.06), the division has determined that the proposed activity will not result in more than *de minimis* impact to water quality.

PERMIT COORDINATOR: Robert Baker

No decision has been made whether to issue or deny this permit. The purpose of this notice is to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced.

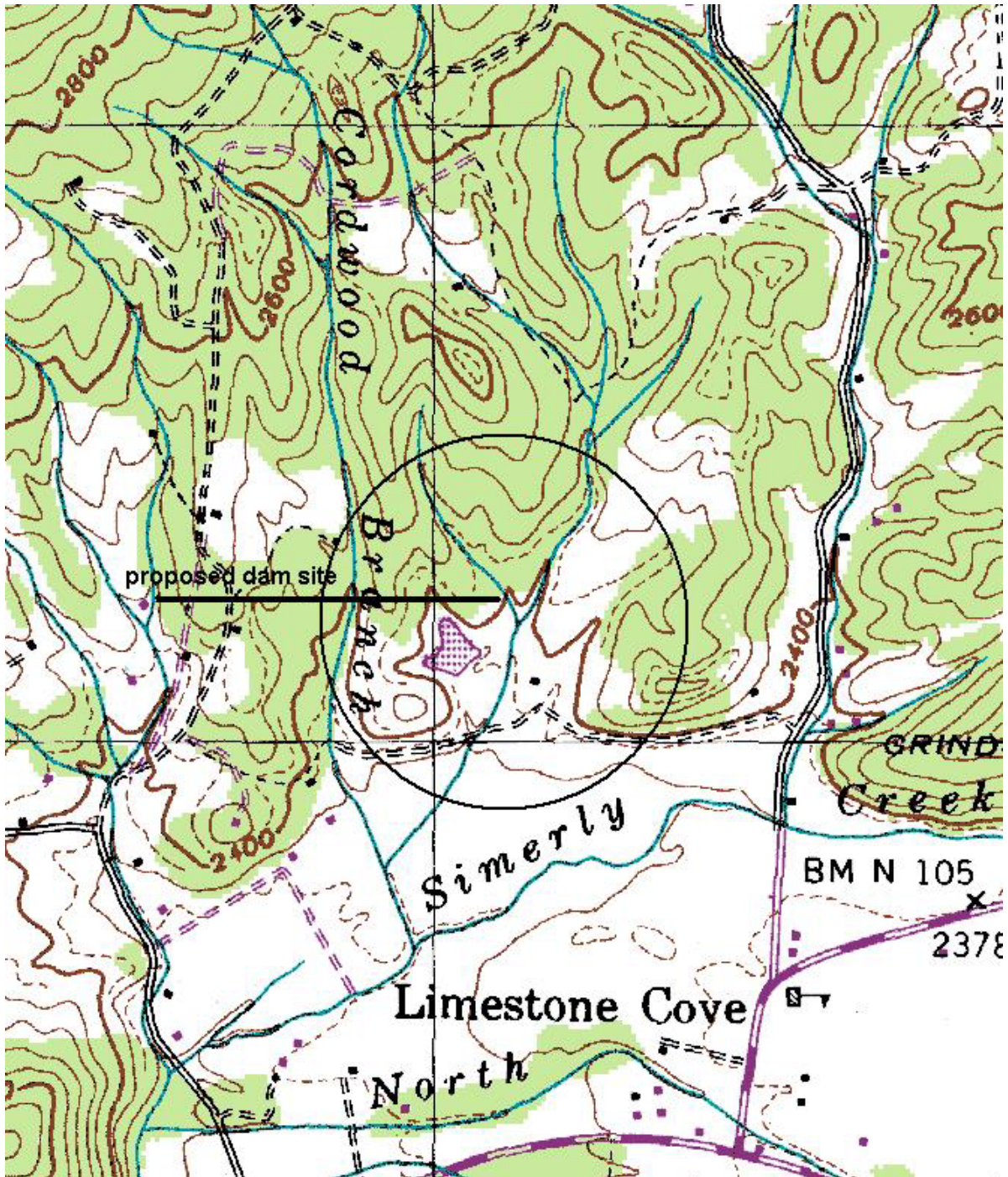
Interested persons may also request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing.

The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address for review and/or copying. The department's address is:

Tennessee Department of Environment & Conservation
Division of Water Pollution Control, Natural Resources Section
7th Floor L & C Annex
401 Church Street
Nashville, TN 37243

In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared

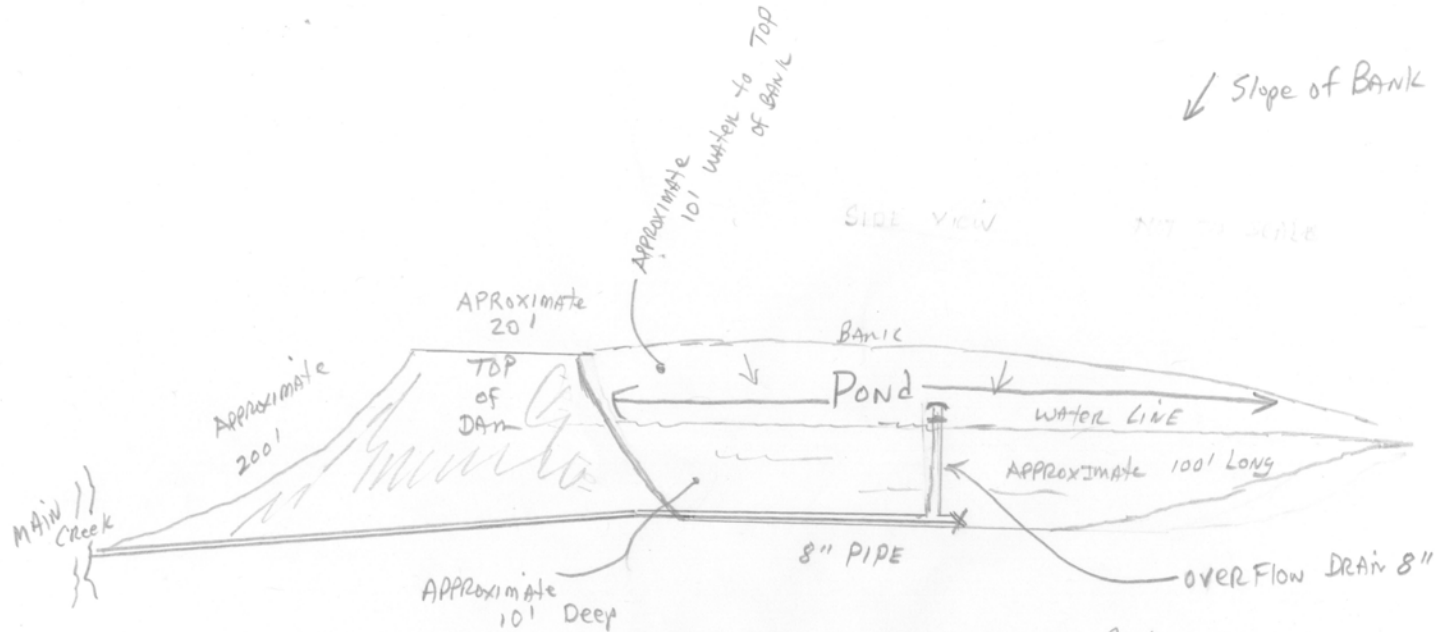
to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.



Right Side View

NOT TO SCALE

↓ Slope of Bank



APPROXIMATE 45% Slope ON BANK

NORMAL In-Flow APPROXIMATE 1" OF WATER